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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA

ORDER OF JUDICIAL REMOVAL

- against -

Criminal Docket No. 18 Cr. 767 (VM)

DAMIR PEJCINOVIC,

Defendant.

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Upon the application of the United States of America, by Andrew K. Chan, Assistant United States Attorney, Southern District of New York; upon the Factual Allegations in Support of Judicial Removal; upon the consent of DAMIR PEJCINOVIC (the “defendant”); and upon all prior proceedings and submissions in this matter; and full consideration having been given to the matter set forth herein, the Court finds:


1. The defendant is not a citizen or national of the United States.
2. The defendant is a citizen of Montenegro.
3. The defendant was accorded status as a legal permanent resident of the United States on August 13, 1974.
4. On or about August 8, 2015, the defendant was paroled into the United States at or near New York, NY, after having applied for admission as a returning lawful permanent resident
5. At the time of sentencing in the instant criminal proceeding, the defendant will be convicted in the United States District Court, Southern District of New York, of the following offense: participating in a racketeering conspiracy, in violation of Title 18, United States Code, Section 1962(d),

6. A total maximum sentence of 20 years' imprisonment may be imposed for the above-mentioned offense.
7. The defendant is subject to removal pursuant to Section 212(a)(2)(A)(i)(I) of the Immigration and Nationality Act of 1952, as amended ("Act"), 8 U.S.C. § 1182(a)(2)(A)(i)(I), as an alien convicted of a crime involving moral turpitude (other than a purely political offense) or an attempt or conspiracy to commit such a crime.
7. The defendant has waived his right to notice and a hearing under Section 238(c) of the Act, 8 U.S.C. § 1228(c).
8. The defendant has waived the opportunity to pursue any and all forms of relief and protection from removal.
9. The defendant has designated Montenegro as the country for removal pursuant to Section 240(d) of the Act, 8 U.S.C. § 1229a(d).

WHEREFORE, IT IS HEREBY ORDERED, pursuant to Section 238(c) of the Act, 8 U.S.C. § 1228(c), that the defendant shall be removed from the United States promptly upon his release from confinement, or, if the defendant is not sentenced to a term of imprisonment, promptly upon his sentencing, and that the defendant be ordered removed to Montenegro.

Dated: New York, New York

October 28, 2021



Victor Marrero
U.S.D.J.